IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1082 of 2005 (S/S)

1. Dev Singh, S/o Sri Ratan Singh
2. Jagat Ram, S/o Sri Gulab Ram
3. Bahadur Singh, S/o Sri Padam Singh
   All presently working as Beldar in Construction Division, Public Works Department, Almora.

……..Petitioners

Versus

1. State of Uttaranchal
   through Secretary, Public Works Department
   Uttaranchal Shashan, Dehradun.
2. Chief Engineer Level-1, Public Works Department
   Uttaranchal, Dehradun.
3. Chief Engineer Public Works Department
   Kumaon Kshetra, Almora.
4. Superintending Engineer, 43rd Circle
   Public Works Department, Almora.
5. Executive Engineer, Provincial Division
   Public Works Department, Almora.
6. Executive Engineer, Construction Division
   Public Works Department, Almora.

…….Respondents.

None for the petitioners.
Learned Standing Counsel for the respondents.

Hon'ble Prafulla C. Pant, J

None present for the petitioners.

2. Learned Standing Counsel is present for the respondents.

3. Petitioners, who were labourers on daily wages with the Public Works Department, have sought their regularization in service. In view of the principle of law laid down in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01,*** wherein it has been held that the workers on daily wages or

the persons who get employed without undergoing regular selection process, should not be permitted to be absorbed or regularised against the constitutional scheme of public employment, this Court is not inclined to issue direction to regularize services of the petitioner, as such, the petition is liable to be dismissed.

4. The writ petition is dismissed. Interim stay order dated 05.08.2005, is hereby vacated. (All pending applications also stand disposed of).

Dt. 21.11.2006 **(Prafulla C. Pant, J.)**
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